

MESSAGE NO: 4061112 MESSAGE DATE: 03/02/1994

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-588-015

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 03/02/1994 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: LIQUIDATION INSTRUCTIONS FOR TELEVISION RECEIVERS, MONOCHROME AND
COLOR FROM JAPAN, MANUFACTURED BY TOSHIBA CORPORTATION

MESSAGE NO: 4061112

DATE: 03 02 1994

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CASES: A - 588 - 015

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PERIOD COVERED: 03 02 1994 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQUIDATION INSTRUCTIONS FOR TELEVISION RECEIVERS,
MONOCHROME AND COLOR FROM JAPAN, MANUFACTURED BY
TOSHIBA CORPORTATION

PASS TO IMPORT SPECIALISTS, CUSTOMS BROKERS, AND OTHER
INTERESTED PARTIES

1. ALL SHIPMENTS OF JAPANESE TELEVISION RECEIVERS MANUFACTURED
BY TOSHIBA CORPORATION AND IMPORTED BY TOSHIBA AMERICA OR BY
TOSHIBA HAWAII, AND ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR
CONSUMPTION DURING THE PERIOD MARCH 01, 1985 THROUGH FEBRUARY
28, 1986, ARE FREE OF DUMPING LIABILITY. YOU MAY APPRAISE
THESE SHIPMENTS AND LIQUIDATE THE APPLICABLE ENTRIES BY

STAMPING EACH INVOICE WITH THE WORDING "NO ANTIDUMPING DUTIES DUE".

2. THE ASSESSMENT OF DUMPING DUTIES BY THE CUSTOMS SERVICE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT, WHICH REQUIRES INTEREST TO BE PAID ON OVERPAYMENTS AND UNDERPAYMENTS OF AMOUNTS DEPOSITED AS ESTIMATED DUMPING DUTIES. CALCULATE INTEREST FROM THE DATE OF PAYMENT OF ESTIMATED DUMPING DUTIES THROUGH THE DATE OF LIQUIDATION, USING THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

3. WHENEVER THE USE OF THE ABOVE VALUE RESULTS IN THE ASSESSMENT OF ANTIDUMPING DUTIES, YOU SHOULD REQUIRE OF THE IMPORTER PRIOR TO LIQUIDATION THE REIMBURSEMENT STATEMENT DESCRIBED IN SECTION 3353.26 OF THE COMMERCE DEPARTMENT REGULATIONS. IF THE IMPORTER HAS BEEN REIMBURSED ANTIDUMPING DUTIES OR FAILS TO RESPOND TO YOUR FORMAL REQUEST (VIA CF 28 OR

29) FOR THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION, CUSTOMS SHOULD DOUBLE THE ANTIDUMPING DUTIES DUE IN ACCORDANCE

WITH THE ABOVE-REFERENCED REGULATION.

4. IMMEDIATELY FORWARD TO CUSTOMS SERVICE HEADQUARTERS ANY INFORMATION ON FILE WHICH MIGHT EFFECT THE APPRAISED VALUE UNDER THE ANTIDUMPING PROVISIONS, WITH AN EXPLANATION OF THE CIRCUMSTANCES UNDER WHICH IT WAS RECEIVED. IN SUCH A CASE, SUSPEND LIQUIDATION OF THE AFFECTED ENTRIES UNTIL A DECISION IS MADE CONCERNING THE APPLICABILITY OF THE ADDITIONAL INFORMATION.

5. YOU MAY RELEASE APPRAISED VALUES TO THE INDIVIDUAL IMPORTER CONCERNED OR HIS AUTHORIZED REPRESENTATIVE. YOU MAY NOT RELEASE ANY DETAILS OF THE CALCULATION OF APPRAISED VALUES WITHOUT AUTHORIZATION OF CUSTOMS SERVICE HEADQUARTERS.

6. EFFECTIVE AS OF THE DATE OF ISSUANCE OF THESE INSTRUCTIONS, YOU SHOULD NO LONGER SUSPEND LIQUIDATION OF ENTRIES COVERED BY

THIS MASTER LIST AND YOU SHOULD PROCEED WITH LIQUIDATION
ACCORDINGLY.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS
OFFICERS, PLEASE CONTACT THE TRADE COMPLIANCE DIVISION, AD/CVD
BRANCH VIA E-MAIL TO ATTRIBUTE "HQ OAB". THE IMPORTING PUBLIC
AND INTERESTED PARTIES SHOULD CONTACT SHEILA E. FORBES (202)
482-3602, OFFICE OF ANTIDUMPING COMPLIANCE, IMPORT
ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, DEPARTMENT
OF COMMERCE.

8. THERE ARE NO RESTRICTIONS ON RELEASE OF THIS INFORMATION.

NANCY MCTIERNAN/

NOTE: THIS MESSAGE WAS INADVERTENTLY NOT POSTED TO ADIL BECAUSE
THE PERIOD COVERED IN THE HEADER WAS NOT CORRECTLY COMPLETED SO
HAS BEEN POSTED TO ADIL ON DECEMBER 1, 2009. THE ORIGINAL
MESSAGE WAS SENT TO REGIONAL DIRECTORS, COMMERCIAL OPERATIONS,
DISTRICT DIRECTORS, AREA AND PORT DIRECTORS, NOT DIRECTORS,
FIELD OPERATIONS AND PORT DIRECTORS. DIRECTOR, IMPORT
SPECIALIST DIVISION IS NOW SHOWN AS DIRECTOR, SPECIAL
ENFORCEMENT. THE BALANCE OF THE TEXT AND INFORMATION REMAINS
UNCHANGED. THIS MESSAGE WITH THE CORRECTED HEADER HAS BEEN
POSTED TO THE ADD/CVD SEARCH APPLICATION ON CBP.GOV.

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party